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APR - 9 2008

RICHARD W. WIEKING  
CLERK, U.S. DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE

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Attorneys for the United States

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

SAN JOSE DIVISION

UNITED STATES OF AMERICA,

Plaintiff,

v.

Calvin Durden

Defendant.

CRIMINAL NO.

08-70207 HRL

NOTICE OF PROCEEDINGS ON  
OUT-OF-DISTRICT CRIMINAL  
CHARGES PURSUANT TO RULES  
5(c)(2) AND (3) OF THE FEDERAL RULES  
OF CRIMINAL PROCEDURE

Please take notice pursuant to Rules 5(c)(2) and (3) of the Federal Rules of Criminal  
Procedure that on April 9, 2008, the above-named defendant was arrested based upon an  
arrest warrant (copy attached) issued upon an

☐ Indictment ☐ Information ☐ Criminal Complaint ☒ Other Violation Petition  
pending in the Central District of California, Case Number 94-00988.

In that case, the defendant is charged with a violation(s) of Title(s) 18 United States Code,  
Section(s) 3583(e)(3)

Description of Charges: Violation of Supervised Release.

Date:

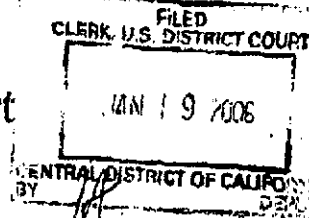
4/9/08

Respectfully Submitted,  
SCOTT SCHOOLS  
UNITED STATES ATTORNEY

[Signature]  
Assistant U.S. Attorney

PROB 12  
(Rev. 11/04)

United States District Court  
for  
CENTRAL DISTRICT OF CALIFORNIA



U.S.A. VS. CALVIN DURDEN

Docket No. CR94-00988(A)-AWT

**Petition on Probation and Supervised Release (Bench Warrant)**

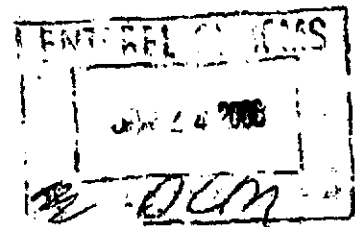
COMES NOW LORETTA S. MARTIN, CHIEF PROBATION OFFICER OF THE COURT, presenting an official report upon the conduct and attitude of CALVIN DURDEN who was placed on supervision by the Honorable A. WALLACE TASHIMA sitting in the Court at Los Angeles, California, on the 10th day of April, 1995 who fixed the period of supervision at three years, and imposed the general terms and conditions theretofore adopted by the Court and also imposed special conditions and terms as follows:

(SEE ATTACHED COPY/COPIES OF JUDGMENT AND PROBATIONARY ORDER/ORDERS.)

**RESPECTFULLY PRESENTING PETITION FOR ACTION OF COURT FOR CAUSE AS FOLLOWS:**

(If short insert here; if lengthy write on separate sheet and attach.)

(PLEASE SEE THE ATTACHED SHEET)



**PRAYING THAT THE COURT WILL ORDER** issuance of a bench warrant addressed to any United States Marshal or any other authorized officer within the United States of America requiring the detention and return of Calvin Durden before the United States District Court at Los Angeles, California, to show cause why the supervision order, heretofore entered, should not be revoked.

**ORDER OF COURT**

Considered and ordered this 19th day  
of January, 2006 and ordered filed  
and made a part of the records in the above  
case.

United States Circuit Judge  
A. WALLACE TASHIMA

I declare under penalty of perjury that the foregoing  
is true and correct to the best of my knowledge.

Executed on January 13, 2006

CALVIN C. DANIELS

U. S. Probation Officer

Place: Inglewood, CA

33

U. S. A. vs. CALVIN DURDEN  
Docket No. CR94-00988(A)-AWT

**RESPECTFULLY PRESENTING PETITION FOR ACTION OF COURT FOR CAUSE AS  
FOLLOWS:**

It is alleged that the above-named supervised releasee has violated the terms and conditions of supervision to wit:

1. Having been ordered by the Court to report to the nearest Probation Office within 72 hours after release from custody, Calvin Durden was released from custody on October 27, 2005, and failed to report upon his release, as directed;
2. Having been ordered by the Court to not use or administer any narcotic or other controlled substance, on January 10, 2006, Calvin Durden submitted a urine sample which, upon analysis, was found to contain cocaine;
3. Having been ordered by the Court to submit to substance abuse testing as directed by the Probation Officer, Calvin Durden failed to appear for his initial intake and testing on December 27, 2005, and January 12, 2006, at the Detection and Treatment Resources Inc. (DTR) drug aftercare program; and
4. Having been ordered by the Court to follow the instructions of the Probation Officer and having been instructed by the Probation Officer, on December 16, 2005, to report in person, on January 4, 2006, to the U.S. Probation Office, 111 N. La Brea Ave., Suite 209, Inglewood, California, Calvin Durden failed to report as instructed. He has made himself unavailable for supervision and appears to have absconded from supervision.

U5M

**UNITED STATES DISTRICT COURT  
CENTRAL DISTRICT OF CALIFORNIA**

United States of America,  v. Calvin Durden	06 JAN 26 PM 12:49 Plaintiff(s)  Defendant(s)	CASE NUMBER:  CR94-00988(A)-AWT  <b>WARRANT FOR ARREST</b>
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TO: UNITED STATES MARSHAL AND ANY AUTHORIZED UNITED STATES OFFICER

**YOU ARE HEREBY COMMANDED** to arrest Calvin Durden  
and bring him/her forthwith to the nearest Magistrate Judge to answer a(n): ☐ Complaint ☐ Indictment  
☐ Information ☐ Order of Court ☒ Violation Petition ☐ Violation Notice  
charging him/her with: (ENTER DESCRIPTION OF OFFENSE BELOW)  
violation of supervised release

in violation of Title 18 United States Code, Section(s) 3583(e)(3)

Sherri R. Carter NAME OF ISSUING OFFICER Clerk of Court TITLE OF ISSUING OFFICER  Derrick Martin SIGNATURE OF DEPUTY CLERK	1/19/06 at Los Angeles, Ca DATE AND LOCATION OF ISSUANCE  BY: Judge A. Wallace Tashima NAME OF JUDICIAL OFFICER
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**RETURN**

THIS WARRANT WAS RECEIVED AND EXECUTED WITH THE ARREST OF THE ABOVE-NAMED DEFENDANT AT (LOCATION):

DATE RECEIVED	NAME OF ARRESTING OFFICER
DATE OF ARREST	TITLE
DESCRIPTIVE INFORMATION FOR DEFENDANT CONTAINED ON PAGE TWO	SIGNATURE OF ARRESTING OFFICER

**WARRANT FOR ARREST**